

FILED BY *JKB* D.C.

UNITED STATES OF AMERICA

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vs.

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CR. NO.02-20058-09-D *THOMAS M. GOULD*
CLERK, U.S. DISTRICT COURT
WD OF TN, MEMPHIS

HENRY PURDUE

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ORDER HOLDING DEFENDANT FOR FINAL REVOCATION HEARING

On September 1, 2005, *Henry Purdue* appeared before me on a charge of violation of the terms and conditions of his probation/supervised release in this matter. The defendant was advised of his rights under Rules 5 and 32.1(a)(1), Federal Rules of Criminal Procedure .

At this hearing, the defendant was released on bond and, therefore, a preliminary hearing on the violation was not required. See United States v. Sciuto, 531 F.2d 842, 846 (7th Cir. 1976) and United States v. Tucker, 524 F.2d 77, 78 (5th Cir. 1975), cert. denied, 424 U.S. 966, 96 S.Ct. 1462, 47 L.Ed.2d 733 (1976).

Accordingly, defendant, *Henry Purdue* is held to a final revocation hearing before U.S. District Judge *Bernice B. Donald* and in accordance with the provisions of Rule 32.1(a)(2), Federal Rules of Criminal procedure.

IT IS SO ORDERED.

ENTERED this 1st day of Septeember, 2005.

Diane K. Vescovo
Diane K. Vescovo
UNITED STATES MAGISTRATE JUDGE

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Notice of Distribution

This notice confirms a copy of the document docketed as number 613 in case 2:02-CR-20058 was distributed by fax, mail, or direct printing on September 8, 2005 to the parties listed.

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Honorable Bernice Donald
US DISTRICT COURT